IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2295 OF 2004

Motibai Dinshaw Irani and anr. ... Petitioners

v/s

State of Maharashtra and others ... Respondents

Mr J.S. Kini for Petitioners.

None for Respondents.

CORAM : D.K. DESHMUKH J.

DATE : 15TH JUNE 2005.

P.C. :-

1. The respondent No.4 was admittedly the plaintiff in the suit for decree of possession. The decree of possession was passed in his favour also. Therefore, the tenant was justified in handing over possession to one of the decree-holder. Therefore, no exception can be taken over in the order passed by the executing court. Petition is disposed off.

. Parties to act on the copy of this order duly authenticated by the Sheristedar / Personal Secretary of this Court as true copy.

. Certified copy expedited.